

RESOLUTION NO. 19-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ADOPTING UPDATED LIEN SEARCH FEES; REPEALING RESOLUTION NO. 06-111; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Cutler Bay (the “Town”) receives multiple requests daily to provide lien information for specific parcels within the municipal limits; and

WHEREAS, Town staff recognizes the opportunity to inform real estate buyers and future taxpayers of any open code cases and liens, recorded and unrecorded, at the closing table; and

WHEREAS, Town Staff has enhanced the lien search reports to include information on pending/ open code enforcement cases, liens (recorded and unrecorded), and outstanding alarm fines; and

WHEREAS, the process of researching and validating the status of property violations and liens is labor intensive and time consuming and often involves multiple Town Departments; and

WHEREAS, property owners and commercial title companies request lien searches daily and often have real estate deadlines requiring that the Town expedite their lien search requests; and

WHEREAS, lien search fees are intended to recover the Town’s cost of the research and validation of liens and related information; and

WHEREAS, the fee schedule for lien searches has not been updated since the adoption of Resolution 06-111 on November 15, 2006; and

WHEREAS, Town Council finds that the adoption of updated lien search fees is in the best interest of the health, safety, and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, THAT:

Section 1. **Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

Section 2. **Fees Adopted.** The following fees shall be assessed and collected for each lien search request:

- \$100.00 for Regular Service--7 (seven) to 10 (ten) business days
- \$200.00 for Rush Service--24 (twenty-four) business hours

Section 3. **Repeal.** Resolution No. 06-111 is hereby repealed.

Section 4. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this 20th day of November, 2019.

TIM MEERBOTT
Mayor

Attest:

DEBRA E. EASTMAN, MMC
Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

Moved By: _____
Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Tim Meerbott _____

Vice Mayor Sue Ellen Loyzelle _____

Council Member Robert "BJ" Duncan _____

Council Member Michael P. Callahan _____

Council Member Roger Coriat _____